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Attorneys for Defendants
CITY OF SANTA ROSA; ED FLINT, an individual and former Chief of the
SANTA ROSA POLICE DEPARTMENT; SRPD Sgt. RICHARD CELLI,
SRPD Officers RYAN HEPP, BRENT JOLIFF, TIMOTHY GILLETTE,
ADRIA COOPER and MARLEE WELLINGTON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ALBERT THOMAS RUIZ III,

Case No. CV 09-3952 VRW

Plaintiff,

STIPULATION RE DISMISSAL
[42 U.S.C. § 1983]

v.

CITY OF SANTA ROSA, former SRPD
Chief ED FLINT, SRPD Officer RYAN
HEPP, SRPD Sgt. RICHARD CELLI,
Officers BRENT JOLIFF, TIMOTHY
GILLETTE, ADRIA COOPER, MARLEE
WELLINGTON, and DOES 1 to 5,
inclusive,

Defendants.

It is hereby stipulated by and between the undersigned that Plaintiff hereby
voluntarily dismisses defendant former Santa Rosa Police Chief ED FLINT without
prejudice. In consideration of said dismissal, defendants waive their right to recover
costs of litigation including attorney's fees under California Code of Civil Procedure

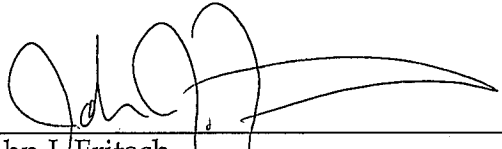
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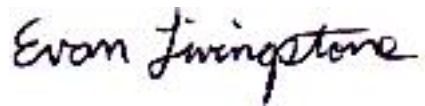
1 section 1021.7.

2 OFFICE OF THE CITY ATTORNEY

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4 Dated: 12/10 2009


John J. Fritsch
Assistant City Attorney
Attorney for Defendants
City of Santa Rosa, Ed Flint, Sgt. Celli,
Officers Hepp, Joliff, Gillette, Cooper and
Wellington

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7
8
9 Dated: 12/13 2009


Evan Martyndale Livingstone, Esq.
Attorney for Plaintiff
Albert Thomas Ruiz III